

Court of Appeals, Division One

Civil Appeal

1 CA-CV 15-0439

BEST v. ADHS

Appellate Case Information

Case Filed: 7-Jul-2015

Case Closed:

Dept/Composition

Department B

Hon. Samuel A Thumma
Hon. Margaret H Downie
Hon. Mark R Moran

Side 1. BEST OF EUROPE ADULT HOME CARE LLC, Appellant

(Litigant Group) BEST OF EUROPE ADULT HOME CARE LLC

- Best of Europe Adult Home Care LLC

Attorneys for: Appellant

John A Conley, Esq. (AZ Bar No. 16429)

Bryan S Bailey, Esq. (AZ Bar No. 20354)

Side 2. ARIZONA DEPARTMENT OF HEALTH SERVICES, Appellee

(Litigant Group) ADHS

- Arizona Department of Health Services

Attorneys for: Appellee

Patricia Cracchiolo LaMagna, Esq. (AZ Bar No. 21880)

Jo Ann A Handy, Esq. (AZ Bar No. 30449)

Paula S Bickett, Esq. (AZ Bar No. 6821)

CASE STATUS

Jan 12, 2017....Decision Rendered

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR LC2015-000011-001	Appeal of Administrative Decision		Crane McClennen, Authoring Judge of Order		

2 OPEN DUE DATES

Motion for Reconsideration due

Due By:

Friday, January 27, 2017

Re: MEMORANDUM DECISION (Affirmed) Hon Samuel A Thumma - Author; Hon Margaret H Downie - Concur;
Hon Mark R Moran - Concur

Petition for Review to ASC due

Due By:

Monday, February 13, 2017

Re: MEMORANDUM DECISION (Affirmed) Hon Samuel A Thumma - Author; Hon Margaret H Downie - Concur;
Hon Mark R Moran - Concur

CASE DECISION

12-Jan-2017 MEMORANDUM DECISION

Samuel Thumma.....Author

Margaret Downie.....Concur

Mark Moran.....Concur

Filed: 12-Jan-2017

Mandate:

Decision Disposition

Affirmed

28 PROCEEDING ENTRIES

1.	7-Jul-2015	FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 06/08/15
2.	7-Jul-2015	FILED: e-Record on Appeal: Instruments/Minute Entries
3.	15-Jul-2015	FILED: Notice to Parties re: Appellant's Fee/Case Management Statement/Brief Due
4.	27-Jul-2015	FILED: Notice of Filing Appellant's Fee; Certificate of Service (Appellant)
5.	30-Jul-2015	RECEIPT No.: 2015-01047 ; \$280.00, Authorization: #10020080537, Applied to: BEST OF EUROPE ADULT HOME CARE LLC - Class A Filing Fee (\$280.00) Paid for: Milligan Lawless PC - By Integrated Resource Systems IN
6.	31-Jul-2015	FILED: Appellee's Notice re: No Appellee's Fee Due/Appellant's Brief Due
7.	4-Aug-2015	FILED: Case Management Statement; Minute Entry Order re: Administrative Review Dismissed filed 5/18/15 (Appellant)

Court of Appeals, Division One**Civil Appeal****1 CA-CV 15-0439****BEST v. ADHS****28 PROCEEDING ENTRIES**

8. 10-Aug-2015 RECEIPT No.: 2015-01106 ; \$280.00, Authorization: #22005057959, Applied to: BEST OF EUROPE ADULT HOME CARE LLC - Overpayment Class A (\$280.00) Paid for: Milligan Lawless PC - By Integrated Resource Systems IN (Memo: Duplicate Pmt - See Rcpt 2012-0004 - Refund Needed)
9. 21-Aug-2015 FILED: Letter, 8/21/15, COA to Milligan Lawless PC re: Refund of duplicate filing fees
10. 14-Sep-2015 FILED: Opening Brief of Appellant Best of Europe Adult Home Care, LLC; Certificate of Compliance; Certificate of Filing and Service (Appellant)
11. 29-Oct-2015 FILED: Stipulation for Extension of Time to File Answering Brief and Reply Brief; Certificate of Service for Stipulation for Extension of Time to File Answering Brief and Reply Brief (Appellee)
12. 30-Oct-2015 ORDERED: Stipulation for Extension of Time to File Answering Brief and Reply Brief; (Appellee) = GRANTED in part. Due date EXTENDED from Monday, 11-02-2015 to Wednesday, 12-02-2015. Reply brief shall be due w/in 20 days after service of answering brief. Melina Brill ProTem Judge - Author
13. 25-Nov-2015 FILED: Notice Of Errata Re: Appellant's Opening Brief; Certificate of Filing and Service; Certificate of Compliance (Appellant)
14. 2-Dec-2015 FILED: Appellee's Answering Brief; Certificate of Compliance for Appellee's Answering Brief; Certificate of Service for Appellee's Answering Brief
15. 11-Dec-2015 FILED: Request for Oral Argument; Certificate of Service (Appellant)
16. 11-Dec-2015 FILED: Stipulation and Joint Motion to Extend Time; Certificate of Service (Appellant)
17. 14-Dec-2015 ORDERED: Stipulation and Joint Motion to Extend Time; Certificate of Service (Appellant) = GRANTED. Due date EXTENDED from Monday, 12-28-2015 to Tuesday, 01-12-2016. Melina Brill ProTem Judge - Author
18. 12-Jan-2016 FILED: Reply Brief of Appellant Best of Europe Adult Home Care, LLC; Certificate of Compliance; Certificate of Filing and Service
19. 3-Feb-2016 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
20. 9-Feb-2016 FILED: Supplemented Superior Court e-Record with Revised Index of Record
21. 17-Feb-2016 ORDERED: Request for Oral Argument (Appellant) = GRANTED. Hon Michael J Brown - Author
22. 5-Oct-2016 CLNDR: MONTHLY COURT CASE CALENDAR, Department B, 11-29-16, 09:30 am, COURTROOM 1.
23. 6-Oct-2016 FILED: Notice of Oral Argument
24. 13-Oct-2016 FILED: Receipt for Notice of Oral Argument, signed by John A Conley on 10/06/2016 (Appellant)
25. 18-Oct-2016 FILED: Receipt for Notice of Oral Argument, signed by Patricia C LaMagna on 10/06/2016 (Appellee)
26. 29-Nov-2016 FILED: Sign-in Sheet/Case is Under Advisement as of 11/29/2016 (Dept B)
27. 12-Jan-2017 MEMORANDUM DECISION (Affirmed) Hon Samuel A Thumma - Author; Hon Margaret H Downie - Concur; Hon Mark R Moran - Concur
28. 12-Jan-2017 FILED: Memorandum Decision Distribution List